



General Assembly

January Session, 2003

Raised Bill No. 6423

LCO No. 3144

Referred to Committee on Environment

Introduced by:
(ENV)

***AN ACT CONCERNING ENFORCEMENT OF POLLUTION
ABATEMENT ORDERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 22a-430 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2003*):

4 (d) If the commissioner finds that any person or municipality has
5 initiated, created or originated or is maintaining any discharge into the
6 waters of the state without a permit as required in subsection (a)
7 hereof, or in violation of such a permit, he may issue an order to abate
8 pollution which shall include a time schedule for the accomplishment
9 of the necessary steps leading to the abatement of such pollution, or
10 notwithstanding any request for a hearing pursuant to section 22a-436
11 or the pendency of an appeal therefrom, he may request the Attorney
12 General to bring an action in the superior court for the judicial district
13 of Hartford to enjoin such discharge by such person or municipality
14 until the person or municipality has received a permit from the
15 commissioner or has complied with a permit which the commissioner
16 has issued pursuant to this section or for injunctive relief to investigate

17 and remediate the effects of such discharge. Any such action brought
18 by the Attorney General shall have precedence in the order of trial as
19 provided in section 52-191.

This act shall take effect as follows:	
Section 1	<i>July 1, 2003</i>

Statement of Purpose:

To provide that, pursuant to section 22a-430 of the general statutes, the Commissioner of Environmental Protection may seek injunctive relief for the remediation of the effects of a discharge into state waters.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]